

the year eighteen hundred and seventy, and every two years thereafter, elect five persons who are qualified voters of said town to be commissioners of said town, to serve for two years from the date of their election, and until their successors are elected and qualified.

Where election
to be held.

Judges.

Certificate of
election

Oath of judges.

Vacancy, how
filled.

Failure to
qualify.

Tie vote.

131. The first and all subsequent elections shall be held at the court house of Worcester county, and the judges thereof shall be two in number, and be designated and appointed by the clerk of the circuit court for Worcester; the said judges shall appoint a clerk, and shall keep the polls open from ten o'clock in the morning until four o'clock in the afternoon; they shall carefully count, after closing of the polls, the ballots taken by them, and within two days after said election shall make a true and correct return of the same, under their hands, to the clerk of the circuit court for Worcester county, who shall forthwith issue certificates of election to the five persons appearing from the said returns to have received the highest number of votes, and the said certificates shall be recorded among the record of proceedings of the said commissioners.

132. The judges of election shall, before proceeding to hold an election, take an oath before some justice of the peace for Worcester county, to allow all persons to vote who are qualified under this act, and to allow none to vote unless so qualified.

133. If any person so elected as commissioner shall refuse to serve as such, or his place shall become vacant by death, resignation or disqualification, or otherwise, the remaining commissioners, or a majority of them, shall fill the vacancy as early thereafter as possible from among the qualified voters of the said town; and a failure to qualify within two weeks after election shall be conclusive evidence of a refusal to act as commissioner, and the person appointed to fill said vacancy shall hold his office till the next election: and in case of a tie between any persons voted for at any election under this act, the clerk of the circuit court for Worcester shall issue certificates only to the persons receiving the highest number of votes, and if there be less